### 00169.101880

## **PATENT APPLICATION**

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
Andrew FRIEDMAN	: Examiner: Not Yet Assigned
	: Group Art Unit: 2161
Application No.: 10/803,987	) : Confirmation No.: 6907
Filed: March 19, 2004	)
For: AUTOMATIC TRACK	;
GENERATION	: October 19, 2006

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# SECOND INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed below and on the enclosed Form PTO-1449. Copies of the listed documents, other than U.S. patent documents, are also enclosed.

### <u>REMARKS</u>

The following documents were cited in an Australian Official Action of a foreign counterpart application corresponding to the above-referenced application:

- (1) US 6,185,538 B1;
- (2) US 5,801,685 A; and
- (3) William Foote, et al., "Creating Music Videos Using Automatic Media Analysis".

10803987 - GAU: 4134

The Australian Official Action is dated August 8, 2006. A copy of the Australian Official

Action is also enclosed.

**FORMAL MATTERS** 

Any fee required in connection with this paper should be charged to Deposit

Account No. 06-1205.

**CONCLUSION** 

It is respectfully requested that the above information be considered by the

Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such

information has been considered.

Applicant's undersigned attorney may be reached in our Washington D.C. office

by telephone at (202) 530-1010. All correspondence should continue to be directed to our

address given below.

Respectfully submitted,

/Daniel S. Glueck/

Daniel S. Glueck

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FORM PTO 1449 (modified)  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)  Submitted to the USPTO: October 19, 2006			ATTY DOCKET NO. 00169.101880	0410803987 - GAU: 413   10/803,987				
			APPLICANT Andrew FRIEDMAN					
		-	FILING DATE March 19, 2004		GROUP 2161			
		·	J.S. PATENT DOCUMENTS	•				
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE		
/A.K./	6,185,538 B1	02/06/200	1 Schulz	704	278			
/A.K./	5,801,685	09/01/199	8 Miller, et al.	715	500.1			
		501	DESCRIPTION DATENT DOCUMENTS					
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT		
	OTH	HER DOCUMENT(S)	(Including Author, Title, Date, Pertinent Pages, Etc.)					
/A.K./	Jonathan Foote, et al., "Creating Music Videos Using Automatic Media Analysis", Multimedia '02, December 1-6, 2002, Proceedings of the 10 <sup>th</sup> ACM Internal Conference On Multimedia, Session 12 (2002), pp. 553-560							
/A.K./	August 8, 2006 Australian Official Action in Australian Patent Appln. No. 2004201185							

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 1 of 1

DATE CONSIDERED

04/24/2008

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**EXAMINER** 

/Asher Khan/